



10-02-02

CPA-10
3739
#32/CPA

Attorney Docket No.: SCI-00100

HAVERSTOCK & OWENS LLP
162 North Wolfe Road
Sunnyvale, CA 94086(408) 530-9700

RECEIVED

OCT 07 2002

TECHNOLOGY CENTER #3700

In re Application of: James L. Hobart et al.
Serial No.: 09/018,104
Filed: February 3, 1998
Entitled: DUAL MODE LASER DELIVERY SYSTEM PROVIDING CONTROLLABLE DEPTH OF TISSUE ABLATION AND CORRESPONDING CONTROLLABLE DEPTH OF COAGULATION

BOX CPA
Assistant Commissioner for Patents
Washington, D.C. 20231

CONTINUED PROSECUTION APPLICATION (CPA)
REQUEST TRANSMITTAL

Sir:

This is a request for a Continued Prosecution Application (CPA) under 37 CFR 1.53(d) of prior application number 09/018,104 filed on February 3, 1998 entitled: DUAL MODE LASER DELIVERY SYSTEM PROVIDING CONTROLLABLE DEPTH OF TISSUE ABLATION AND CORRESPONDING CONTROLLABLE DEPTH OF COAGULATION

CERTIFICATION UNDER 37 CFR § 1.10

I hereby certify that this New Application and the documents referred to as enclosed herein are being deposited with the United States Postal Service on this date, September 30, 2002 in an envelope bearing "Express Mail Post Office To Addressee" Mailing Label Number EV062940683US addressed to: BOX CPA, Assistant Commissioner for Patents, Washington, D.C. 20231.

Tadas Naraukas
(Name of Person Mailing Paper)

Tadas Naraukas
Signature

- 1. X Enter the preliminary amendment attached hereto.
- 2. Fee Calculation (Based on the number of claims remaining as a result of the preliminary amendment attached hereto.)

CLAIMS AS FILED

	Number Filed	Number Extra	Rate	Basic Fee
				\$740.00
Total Claims	31 - 20 =	11	\$18.00	198.00
Independent Claims	4 - 3 =	1	\$84.00	84.00
Multiple Dependent claim(s), if any			\$280.00	0.00
			Filing Fee Calculation	1,022.00

- 3. X Applicant entitled to small entity status
50% Filing Fee Reduction (if applicable) 511.00
TOTAL FEES ENCLOSED 511.00

- 4. Payment of Fees
X Check in the amount of \$566.00 (\$511.00 for continued prosecution application filing fee plus \$55.00 for one month extension of time fee) enclosed.

- 5. X Authorization to Charge Additional Fees
The Commissioner is hereby authorized to charge any additional fees (or credit any overpayment) associated with this communication and which may be required under 37 CFR § 1.16 or § 1.17 to Account No. 08-1275. An originally executed duplicate of this transmittal is enclosed for this purpose.

- 6. X Address all future communications to:
HAVERSTOCK & OWENS LLP
ATTN: Jonathan O. Owens
162 North Wolfe Road
Sunnyvale, CA 94086

- 7. X Petition for extension of time. The undersigned attorney of record hereby petitions for an extension of time pursuant to 37 C.F.R. § 1.136 (a), as may be required, to file this CPA.

- 8. X Return Receipt Postcard

Dated: September 30, 2002

By: Jonathan O. Owens
Name: Jonathan O. Owens
Registration No.: 37,902

10/03/2002 SSITHIB1 00000047 09018104

01 FC:231 370.00 OP
02 FC:203 99.00 OP
03 FC:202 42.00 OP



#33/D

EXPRESS MAIL LABEL NO. EV062940683US

Attorney Docket No.: PATENT
SCI-00100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:) Group Art Unit: 3739
)
James L. Hobart et al.) Examiner: Shay, D.
)
Serial No.: 09/018,104)
)
Filed: February 3, 1998)
) PRELIMINARY AMENDMENT
For: **DUAL MODE LASER DELIVERY**)
SYSTEM PROVIDING)
CONTROLLABLE DEPTH OF)
TISSUE ABLATION AND)
CORRESPONDING)
CONTROLLABLE DEPTH OF) 162 North Wolfe Road
COAGULATION) Sunnyvale, California 94086
(408) 530-9700

RECEIVED
OCT 07 2002
TECHNOLOGY CENTER R3700

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

AMENDMENT

In the Claims:

Please amend the claims as follows (clean version of amended claims)

- 1001
1. (Four Times Amended) A medical laser delivery apparatus for delivering a series of laser pulses including non-ablative laser pulses to an area of tissue to be treated and generating a region of coagulation to a controllable coagulation depth under a surface of the area of tissue, the apparatus comprising a laser source for generating the series of laser pulses including the non-ablative laser pulses to be delivered to the area of tissue to be treated in order to raise a temperature at the surface of the area of tissue to be treated to a